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9 Exxon Mobil Corporation and
10 SeaRiver Maritime, Inc.

11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**

13 MACK SHELBY,

14 Plaintiff,

15 vs.

16 EXXON MOBIL CORPORATION,
17 EXXON SHIPPING COMPANY,
18 SEARIVER MARITIME, INC., and
19 DOES 1 through 10, Inclusive,

20 Defendants.

Case No.: C 06-02582 MHP

21 **JOINT STIPULATION AND**
22 **~~PROPOSED~~ ORDER REMANDING**
23 **CASE TO STATE COURT**

24 Judge: Hon. Marilyn Hall Patel
25 Courtroom: 15, 18th Floor

1 The parties hereby stipulate that Plaintiff's Motions to Remand, for Costs and
2 Expenses and for Sanctions may be taken off calendar, and that the Court should remand this
3 case to the Superior Court of the State of California, County of San Francisco. Defendants agree
4 to pay Plaintiff's counsel three thousand dollars (\$3,000) for their costs.

5
6 DATED: June 29, 2006.

7
8 I, William H. Armstrong, hereby attest that the content of this document is
9 acceptable to all persons required to sign this document.

10 ARMSTRONG & ASSOCIATES, LLP

11
12 By: /s/ William H. Armstrong

13 William H. Armstrong
14 Attorneys for Defendants
Exxon Mobil Corporation and
SeaRiver Maritime, Inc.

15 DATED: June 29, 2006

THE LAW FIRM OF JOSEPH H. LOW IV

16
17 By: /s/ Joseph H. Low IV

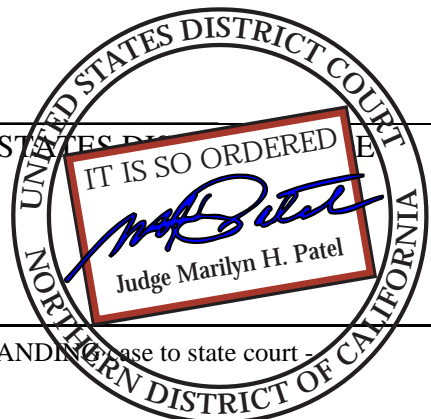
18 Joseph H. Low IV
19 Attorney for Plaintiff

20 **ORDER**

21 PURSUANT TO STIPULATION, IT IS SO ORDERED that this case be
22 remanded to the Superior Court of the State of California, County of San Francisco. The Clerk of Court
23 shall transmit a certified copy of this order to the Clerk of the Superior Court for the County of
24 San Francisco forthwith.

25 DATED: June 30, 2006.

26 UNITED STATES DISTRICT COURT



CERTIFICATE OF SERVICE

I, Patricia R. Antolino, hereby declare as follows:

I am employed by Armstrong & Associates, LLP, One Kaiser Plaza, Suite 625, Oakland, California 94612. I am over the age of eighteen years and am not a party to this action.

On June 29, 2006, I served the following document:

**JOINT STIPULATION AND [PROPOSED] ORDER REMANDING
CASE TO STATE COURT**

on

Joseph H. Low, Esq.
The Law Firm of Joseph H. Low
One World Trade Center
Long Beach, California 90831
Attorneys for Plaintiff

Telephone: (562) 901-0840
Facsimile: (562) 901-0841

- X by placing the documents listed above for collection and mailing following the firm's ordinary business practice in a sealed envelope with postage thereon fully prepaid for deposit in the United States mail at Oakland, California addressed as set forth above.
- by transmitting the above listed document by electronic mail to the e-mail address set forth above on this date.
- by causing personal delivery by _____ of the document listed above to the person at the address set forth above.
- by depositing the document listed above in a sealed envelope with delivery fees provided for a UPS pick up box or office designated for overnight delivery, and addressed as set forth above.
- by transmitting via facsimile the above listed document to the facsimile number set forth above on this date.

I declare under penalty of perjury under the laws of the United States of America and the State of California that the above is true and correct, executed June 29, 2006, at Oakland, California.

 /s/ Patricia R. Antolino